IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE ACTING CHIEF JUSTICE MR.K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

WEDNESDAY, THE 4TH APRIL 2007 / 14TH CHAITHRA 1929

WA.No. 917 of 2007()

WP(C) 34243 OF 2006 OF THIS COURT

APPELLANT: SECOND RESPONDENT

T.M.OUSEPH, HOUSE NO.32/564-A,
THAIYEDIAL HOUSE, BETHEL ENCLAVE,
PALLISSERY ROAD, PALARIVATTOM P.O.,
ERNAKULAM.

BY ADV. SRI.J.OM PRAKASH

RESPONDENTS: PETITIONER AND RESPONDENTS 1 AND 3
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1. DAVID JOHN, S/O JOHN, HOUSE NO.32/564-E,
BATHEL ENCLAVE, PALLISSERY ROAD, PALARIVATTOM P.O,
ERNAKULAM.

2. KOCHI CORPORATION REPRESENTED BY THE
SECRETARY, OFFICE OF THE KOCHI CORPORATION,
ERNAKULAM.

3. THE STATE OF KERALA REPRESENTED BY
THE PRINCIPAL SECRETARY, DEPARTMENT OF LOCAL SELF
GOVERNMENT, THIRUVANANTHAPURAM.

R1 BY ADV. SMT. NOORJI NOUSHAD
R2 BY SC SRI S.RAMESH BABU
R3 BY SR. G.P. SMT. K. MEERA

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 04/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.S.RADHAKRISHNAN, Ag. C.J.
&
M.N. KRISHNAN, J.

W.A..No.917 OF 2007

DT. APRIL 4, 2007

JUDGMENT

K.S.Radhakrishnan, Ag.C.J.

Appellant is free to raise all his contentions against the application to be preferred by the writ petitioner for regularisation under sec.407 of the Kerala Municipality Act and under the Kerala Buildings (Regularisation of Unauthorised Construction and Land Development) Rules, 1999. Government would pass orders untrammelled by the findings of the learned Single Judge. Writ appeal is disposed of with the above observation.

K.S.RADHAKRISHNAN,
(Ag. CHIEF JUSTICE)

M.N. KRISHNAN, J.
(JUDGE)

mt/-